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UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

ORACLE USA, INC.; a Colorado corporation;
ORACLE AMERICA, INC.; a Delaware
corporation; and ORACLE INTERNATIONAL
CORPORATION, a California corporation,

Plaintiffs,

v.

RIMINI STREET, INC., a Nevada corporation;
and SETH RAVIN, an individual,

Defendants.

Case No. 2:10-cv-0106-LRH-VCF

**MOTION TO SEAL PORTIONS OF
ORACLE'S RESPONSE TO
RIMINI'S MOTION FOR
RECONSIDERATION AND
EXHIBITS 1-3 TO THE
SUPPORTING DECLARATION OF
JOHN A. POLITO**

1 Pursuant to the Stipulated Protective Order governing confidentiality of documents
2 entered by the Court on May 21, 2010, ECF No. 55 (“Protective Order”), Local Rule 10-5, and
3 Rules 5.2 and 26(c) of the Federal Rules of Civil Procedure, Plaintiffs Oracle USA, Inc., Oracle
4 America, Inc., and Oracle International Corporation (collectively “Oracle”) respectfully request
5 that the Court order the Clerk of the Court to file under seal the following documents:

- 6 • Portions of Oracle’s Response to Rimini’s Motion for Reconsideration; and
- 7 • Exhibits 1–3 to the supporting Declaration of John A. Polito.

8 Public, redacted version of these documents were filed on April 16, 2021. ECF No. 1461.
9 Unredacted versions of these documents will be filed under seal with the Court and linked to the
10 filing of this Motion. “[G]ood cause’ suffices to warrant preserving the secrecy of sealed
11 discovery material attached to nondispositive motions.” *Foltz v. State Farm Mut. Auto. Ins. Co.*,
12 331 F.3d 1122, 1135 (9th Cir. 2003).

13 The redacted portions of Oracle’s Response to Rimini’s Motion for Reconsideration, and
14 Exhibits 1–3 reflect information that Rimini Street, Inc. (“Rimini”) has designated “Highly
15 Confidential – Attorneys’ Eyes Only” under the Protective Order. Oracle submits these
16 documents under seal pursuant to the Protective Order based on Rimini’s representation that it
17 reasonably believes there is a valid basis under the Protective Order for its confidentiality
18 designations. Because these materials were designated by Rimini, Oracle is not in a position to
19 provide further justification for why filing the documents publicly would cause Rimini harm
20 sufficient to show good cause.

21 Oracle has submitted all other portions of its Response to Rimini’s Motion for
22 Reconsideration for filing in the Court’s public files, which will allow public access to all
23 materials except for the portions discussed above. Accordingly, this request to seal is narrowly
24 tailored, and Oracle respectfully requests that the Court grant leave to file under seal the
25 documents discussed above.

1 DATED: April 16, 2021

MORGAN, LEWIS & BOCKIUS LLP

2 By: /s/ John A. Polito

3 John A. Polito

4 Attorneys for Plaintiffs Oracle USA, Inc., Oracle
5 America, Inc., and Oracle International Corporation
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CERTIFICATE OF SERVICE

I hereby certify that on April 16, 2021, I electronically transmitted the foregoing
**MOTION TO SEAL PORTIONS OF ORACLE'S RESPONSE TO RIMINI'S MOTION
FOR RECONSIDERATION AND EXHIBITS 1-3 TO THE SUPPORTING
DECLARATION OF JOHN A. POLITO** to the Clerk's Office using the CM/ECF System for
filing and transmittal of a Notice of Electronic Filing to all counsel in this matter; all counsel
being registered to receive Electronic Filing.

MORGAN, LEWIS & BOCKIUS LLP

DATED: April 16, 2021

By: /s/ John A. Polito
John A. Polito

Attorneys for Plaintiffs Oracle USA, Inc., Oracle
America, Inc., and Oracle International
Corporation